

These are the minutes of the Regular Session of the City of Adams, WI held on February 6, 2006 in the City Municipal Building.

Meeting was called to order at 6:00 p.m. by Mayor Romell. On roll call were Alderpersons Bernhagen, Eggebrecht, Hardin, Jensen, LaQuee, Williams, Mayor Romell, Attorney Pollex Administrator Ellisor, Chief Gold, and Street Superintendent Mead. Also attending were J. Hay, Adams County Rural and Industrial Development Commission, R.Uphoff, MSA Professional Services, V. Kotulski, W. Kotulski, A. Trawinski, and D. Trawinski.

**Motion by Thums, second by LaQuee to approve the minutes of the January 16, 2006 meeting as printed. Roll call vote, all voted aye.**

*Petitions and Communications:*

A letter was received from the National Arbor Day Foundation congratulating the City for being named Tree City USA.

Administrator Ellisor and Mayor Romell will be attending a meeting conducted by Ehlers and Associates relating to continuing information regarding TIF regulation, levy limit restrictions, and Taxpayer's Bill of Rights Amendment (TABOR) discussions.

*Report of Standing Committees:*

**Finance Committee:** The Finance Committee met January 31, 2006.

Administrator Ellisor stated that proposals can be reviewed at the February 28<sup>th</sup> meeting and interviews will occur at the meeting of March 2<sup>nd</sup>.

A review of the 2005 budget and discussion relating to reallocation of funds was tabled.

A general update was given by Administrator Ellisor relating to the Rural Development Project.

A recommendation was made to pay the bills presented.

**Personnel Committee:** The Personnel Committee met January 19th, 23rd, 24th, and 26<sup>th</sup>.

*January 19, 2006:*

The Committee held Discussion and reviewed the contract to prepare for upcoming negotiations with the Adams Professional Police Association – Law Enforcement Employee Relations Division.

*January 23, 2006:*

The Committee met to exchange contract proposals for contract negotiations between City of Adams and the City of Adams and Adams Professional Police Association – Law Enforcement Employee Relations Division. The Committee held discussion as Union representation did not attend.

*January 24, 2006:*

An exchange of contact proposals for an agreement between the City of Adams and the City of Adams Professional Police Associations – Law Enforcement Employee Relations Division was conducted. Negotiations were held with the Committee and Union agreeing and concluding the contract.

**Policy & Procedure Committee:** The Committee met January 23, 2006.

Administrator Ellisor, Attorney Pollex and Mayor Romell are to research a domestic animal control ordinance and present a recommendation to the committee regarding enforcement options pertaining to number of animals kept in a household.

Administration of employee drug testing was tabled to the next Policy & Procedure Committee meeting.

Administrator Ellisor is to look into the smoking ordinance and bring his findings back to the next meeting.

Discussion relating to the banning of outdoor solid fuel furnaces was table to the next meeting.

Report of City Officers:

**Mayor Romell:**

Mayor Romell reported on a recent published article relating to TABOR. Colorado first initiated TABOR laws in 1992 and has recently suspended tax revenue limitations, allowing the State of Colorado to keep all tax revenue collected during the next five years, the City and County of Denver for ten years. TABOR stated that state and local governments cannot exceed the revenue raised in the preceding year, with an allowance for a small increase based on inflation and local growth. Concerns over adequate funding for local government services were a circumstance leading to the suspended limitations on revenue and expenditures.

Mayor Romell also reported that federal funding to upgrade antiquated systems or to building new wastewater treatment plants are becoming more unavailable, causing municipalities to fund the projects solely on their own. The City, in the past few years, has received a \$500,000 grant toward the construction of a new Wastewater Treatment Facility, a \$467,000 grant to construct a new water tower, and is currently receiving approximately a \$7.8 million loan/grant for refurbishing our old water and sewer lines. Some municipalities are turning to marketing their water to help pay for the extraordinary costs of costing and maintaining utilities.

**City Administrator:**

Administrator Ellisor reported that Virginia Morgan, Rural Development Administration, will be here next week to work out a few details. He would like to try to have the loan/grant program include the reconditioning of Well #2 and to keep the ultraviolet units used in a study by Marshfield Clinic for sterilization of our city water. He reported we have approximately \$850,000 more to spend on the project prior to receiving grant funding. The City is currently paying interest on interim financing costs until grant funding is received.

He is researching pet regulation as requested by the Policy and Procedure Committee.

**City Attorney:**

Attorney Pollex reported that he was currently conferring with Building Inspector/Zoning Administrator White relating to various zoning issues and questions anticipating requests for building permits.

He stated that other municipalities in the surrounding rural communities are dealing with the wood burning issues and will confer with them to see how they are handling the issue.

He is also looking into pet regulation.

**Chief Gold:**

Crosswalk signs are being used at the Middle School on a temporary basis. Permanent signs will be installed on Main Street after he discussed the issue with the Public Safety Committee and checks with the Department of Transportation.

He reported he will be handling the issue of a sign thought to be in the vision triangle at the corner of Main and State Streets.

**Street Superintendent:**

Street Superintendent Mead reported there was a water blockage on Walker Street. The problem appeared to be in the resident's area, not the City's main.

He is working with the insurance company relating to the sewer backup the occurred in a residence on May Street.

Mead reported that he has been in contact with the Oxford Prison regarding having "campers" at the end of April for work needing to be done in the City. Projects to be done in Burt Morris Park need to be established and he can use the workers for the clearing of drainage ditches as he has done in past years.

With in the next week or two, the Utility will discontinue chlorination of city water until the Rural Development Project construction begins. This will hopefully allow some time for the testing of the ultraviolet system to be tested before chlorination must be restarted. It takes about two to four weeks for the chlorine to distribute throughout the entire water system.

The lift station in the South Side Utility Extension Project has been tested and appears to be working. No one is connected at this time, so the lift station is turned off. Williams stated property owners should receive notification of their time limit to connect to the city systems.

New and Unfinished Business:

**Motion by Williams, second by Hardin to pay the bills. Roll call vote, all voted aye.**

**Motion by Williams, second by LaQuee to approve the Development Agreement with Emerald Canada Ltd., authorizing the Mayor and City Administrator to sign.**

Extensive discussion was held relating to the proposed business activity.

Hardin expressed concern, being a new member of the Council, that more time should be given before making a decision to investigate the impact to our available water. She stated several citizens have expressed concern about future water availability. She suggested that this may be an issue that should possibly be considered through a referendum.

LaQuee mentioned that the 25,000,000 gallons proposed for startup is less than Grande Cheese currently uses.

Dolores Trawinski lives in the Township of Springville. She asked where the water is going be coming from and expressed concern that there is adequate water to sustain being bottled by Emerald. With lake levels low, and low rain and snow fall, how long will it be before the water is used up? She lives approximately eight mile south of Adams and has concerns about her private well going dry.

R. Uphoff explained the water would be from the aquifer which is under the entire City. Emerald would not be drilling a private well; water would be purchased from the City's utility. When Well #4 was driven in approximately 1994/1995, the measure of water today has not changed – the level remains the same with the City drawing what it needs to supply the current water customers. He did not perceive a problem with water availability.

D. Trawinski questioned why the company didn't stay in Canada. J. Hay stated that no authorization is given to draw water out of the Great Lakes. The company is looking for a presence in the United States. In response to the question if a permit is required from the Department of Natural Resources, the answer was that the City holds the permit and Emerald would be a customer, therefore no additional permit would be required from the D.N.R.

Williams pointed out the potential in additional taxes and income through jobs created for area residents. He also said to consider that the company would not be drawing as much as a farm draws with each irrigation well.

Romell explained that the water contained in potatoes, which are transported out of the community, contain approximately 8,000 gallons of water per semi load. There are about 300 semi loads of potatoes in one of many warehouses. One warehouse would equal about 2-1/2 million gallons of water.

Bernhagen asked if there had been an environmental impact study. It was explained that an impact study would not be beneficial as no chemicals would be put on the ground, as in the case of farming.

**Roll call vote: Hardin, Jensen, Bernhagen, Eggebrecht – nay; LaQuee and Williams – aye.**

**Motion by LaQuee, second by Jensen to ratify the 2006-2008 Contract between the City of Adams and Adams Professional Police Association – Law Enforcement Employee Relations Division. Roll call vote, all voted aye.**

**Motion by Williams, second by LaQuee to send agenda items 4 through 7 (funds spent for retirement for City Employees policy, time clock policy, flex time policy, and various hiring policies) to the Policy and Procedure Committee. Roll call vote, all vote aye.**

**Motion by Hardin, second by Williams to adjourn from Open Session and reconvene in Closed Session to consider compensation or performance evaluation data of City Administrator, Department Heads, and Non-Union Positions under SS 19.85(1)(c). Roll call vote, all voted aye.** Closed Session is to be followed immediately by an Open Session.

### Closed Session

Meeting was called to order by Mayor Romell. On roll call were Alderpersons Bernhagen, Eggebrecht, Hardin, Jensen, LaQuee, Williams, and Mayor Romell. Attorney Pollex was excused. Administrator Ellisor, Chief Gold, Street Superintendent Mead, and Clerk/Treasurer were called individually to discuss their proposed salary and benefits.

**Motion by Williams, second by Bernhagen to adjourn from Closed Session and reconvene in Open Session.**

### Open Session

Mayor Romell called the Open Session to order at approximately 9:15 p.m. On roll call were Alderperson Bernhagen, Eggebrecht, Hardin, Jensen, LaQuee, Williams, Mayor Romell, Administrator Ellisor, Chief Gold, and Street Superintendent Mead. Attorney Pollex was excused.

Mayor Romell announced that he would forego the second reading of all of the following resolutions to allow action this evening.

**Motion by Williams, second by Eggebrecht to accept the employment agreement for the City Administrator's salary and benefits as presented. Roll call vote, all voted aye.**

**Motion by Hardin, second by Williams to adopt Resolution No. 2006-03R (see appendix B of Minutes Book) addressing the salary, with attached benefits, for the Street Superintendent as presented in Closed Session. Roll call vote: Eggebrecht, Hardin, Jensen, LaQuee and Bernhagen – aye; Williams – abstained.**

**Motion by Williams, second by Hardin to adopt Resolution No. 2006-04R (see appendix B of Minutes Book) relating to the Clerk/Treasurer's salary and benefits as presented in Closed Session. Roll call vote, all voted aye.**

**Motion by Williams, second by Eggebrecht to adopt Resolution No. 2006-05R (see appendix B of Minutes Book) addressing the salary, with attached benefits, for the Police Chief. Roll call vote, all voted aye.**

**Motion by Eggebrecht, second by Bernhagen to adopt Resolution No. 2006-06R (see appendix B of Minutes Book) relating to salary and benefits for Part-Time Police Officer(s). Roll call vote, all voted aye.**

**Motion by Eggebrecht, second by Hardin to adopt Resolution No. 2006-07R (see appendix B of Minutes Book) relating to the salary of Building Inspector/Zoning Administrator. Roll call vote: LaQuee, Bernhagen, Eggebrecht, Hardin, Jensen – aye; Williams – abstained.**

**Motion by Williams, second by Eggebrecht to adopt Resolution No. 2006-08R (see appendix B of Minutes Book) relating to Part-Time Public Works Employees' salary and benefits. Roll call vote, all voted aye.**

**Motion by Williams, second by Hardin to adjourn. Roll call vote, all voted aye.**

Linda L. Renner  
Clerk/Treasurer